



State of Washington

DEPARTMENT OF FISH AND WILDLIFE

Mailing Address: 600 Capitol Way N - Olympia, Washington 98501-1091 - (360) 902-2200, TDD (360) 902-2207

Main Office location: Natural Resources Building - 1111 Washington Street SE - Olympia, WA

DETERMINATION OF NONSIGNIFICANCE (DNS)

Name of Proposal: CHERRY CREEK FISH PASSAGE AND PROJECT AT MOE ROAD (2 DIVERSIONS)

Description of Proposal: At two gravity irrigation diversion structures, the existing check-structure will be removed and rock grade control structures will be installed downstream of the current diversion structure to make up the necessary water surface elevation while providing fish passage. At each site, a WDFW and NMFS compliant fish screen will be installed at the point of diversion. Screened water will be metered and will enter in to a vault where it can then be pumped and/or piped to the places of use. Infrastructure will be added to connect to the existing irrigation systems, including a pipe crossing under the creek at the lower diversion. A pipeline will be buried from the upper diversion along the left bank to connect with gravity irrigation infrastructure near the lower diversion.

Proponent/Applicant:

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Location of Proposal, including street, if any: ¼ mile downstream of where Cherry Creek crosses Moe Road-access thru fields, Washington, Kittitas County; NE Section 29, Township 17 North, Range 19 East WM

Lead Agency: Washington Department of Fish and Wildlife (WDFW)

WDFW has determined that this proposal will likely not have a significant adverse impact on the environment. Therefore, state law¹ does not require an environmental impact statement (EIS). WDFW made this determination of nonsignificance (DNS) after we reviewed the environmental checklist and other information on file with us.

We issued this DNS according to state rules.² We will **not act on this proposal for 14 days** from the date we issued the DNS. Agencies, affected tribes, and members of the public are invited to comment on this proposal or DNS. We must receive your comments within 14 days of the date of this letter. This means we must receive your comments by **August 11, 2010**

You can submit your comments by email to SEPAdesk2@dfw.wa.gov, through the WDFW SEPA website comment link at <http://www.wdfw.wa.gov/hab/sepa/sepa.htm>, fax to (360) 902-2946, or mail to the address below. When you send us your comments, please provide the name of the proposal in your comment letter.

Responsible Official: Teresa A. Eturaspe

Position/Title: SEPA/NEPA Coordinator, WDFW Regulatory Services Section

Address: 600 Capitol Way North, Olympia, WA 98501-1091

After the comment period closes, applicants may view the updated status of this proposal on the WDFW SEPA website: <http://www.wdfw.wa.gov/hab/sepa/sepa.htm>. Once the status is posted as final, applicants and permittees may take action on the proposal. When a proposal is modified or withdrawn, notice will be given in accordance with state law.¹

If you have questions about this DNS or the details of the proposal, contact Teresa Eturaspe at the address, e-mail, or fax number above; you can also call her at (360) 902-2575.

DATE OF ISSUE: July 28, 2010 **SIGNATURE:** 

Footnotes

1. RCW 43.21C.030(2)(c)
2. WAC 197-11-340(2).

SEPA Log Number: 10 -063. dns